

## § 204.1

NATO—North Atlantic Treaty Organization  
NAVMILPERSCOMINST—Navy Military Personnel Command Instruction  
NAVPERS—Navy Personnel  
NOAA—National Oceanic and Atmospheric Administration  
OCHAMPUS—Office of Civilian Health and Medical Program of the Uniformed Services  
OCHAMPUSEUR—Office of Civilian Health and Medical Program of the Uniformed Services for Europe  
OCHAMPUSPAC—Office of Civilian Health and Medical Program of the Uniformed Services for the Pacific Area  
OCHAMPUSSO—Office of Civilian Health and Medical Program of the Uniformed Services for the Southern Hemisphere  
OMB—Office of Management and Budget  
PPPWD—Program for Persons with Disabilities  
PKU—Phenylketonuria  
R.N.—Registered Nurse  
RTC—Residential Treatment Center  
SNF—Skilled Nursing Facility  
STF—Specialized Treatment Facility  
U.S.C.—United States Code  
USPHS—U.S. Public Health Service

[51 FR 24008, July 1, 1986, as amended at 62 FR 35097, June 30, 1997]

EFFECTIVE DATE NOTE: At 62 FR 35097, June 30, 1997, Appendix A to Part 199 was amended by revising “PFTH—Program for the Handicapped” to read “PPPWD—Program for Persons with Disabilities”, effective Oct. 28, 1997.

## PART 204—USER CHARGES

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AUTHORITY: 31 U.S.C. 483a.

SOURCE: 51 FR 16024, Apr. 23, 1986, unless otherwise noted. Redesignated at 56 FR 64482, Dec. 10, 1991.

### § 204.1 Reissuance and purpose.

This part reissues 32 CFR part 204 and implements the DoD program under 31 U.S.C. 9701, and OMB Circular A-25 for establishing appropriate

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charges for authorized services provided by DoD organizations.

[51 FR 16024, Apr. 23, 1986. Redesignated and amended at 56 FR 64482, Dec. 10, 1991]

### § 204.2 Applicability.

This part applies to the Office of the Secretary of Defense, the Military Departments, the Organization of the Joint Chiefs of Staff, the Unified and Specified Commands, and the Defense Agencies (hereafter referred to collectively as “DoD Components”). None of the provisions in this part should be construed as providing authority for the sale or lease of property, or the rendering of special services. Actions to convey such special benefits must be authorized by separate authority. The user charge policy is applicable except when other statutes or directives specifically direct other practices or procedures.

### § 204.3 Definitions.

*Recipient.* One who requests or receives the benefits of the service(s) provided.

### § 204.4 Policy.

(a) *General.* It is DoD policy not to compete with available commercial facilities (see 32 CFR part 169a) in providing special services or in the sale or lease of property to private parties and agencies outside the Federal Government. However, when a service or sale is made that conveys special benefits to recipients, above and beyond those accruing to the public at large, a reasonable charge shall be made to each identifiable recipient, except as otherwise authorized by the Secretary of Defense. A special benefit will be considered to accrue, and a charge shall be imposed when the service rendered:

(1) Enables the recipient to obtain more immediate or substantial gain or values (which may or may not be measureable in monetary terms) than those which accrue to the general public; or

(2) Is performed at the request of the recipient and is above and beyond the services regularly received by or available without charge to the general public.

(b) *Costing.* (1) A charge shall be imposed to recover the full cost to the